GOVERNMENT OF INDIA
SOCIAL JUSTICE AND EMPOWERMENT
LOK SABHA

STARRED QUESTION NO:446
ANSWERED ON:20.12.2000
MANDAL COMMISSION
RAM TAHAL CHOUDHARY

Will the Minister of SOCIAL JUSTICE AND EMPOWERMENT be pleased to state:

(a) whether several State Governments have not implemented the recommendations of the Mandal Commission so far;

(b) if so, the facts thereof and reasons therefore;

(c) whether the Union Government have issued directives to the State Governmentsfor implementation of the recommendations of the said commission and if so, the details thereof; and

(d) the extent to which the Union Government have succeeded in this matter?

Answer

MINISTER OF STATE OF THE MINISTRY OF SOCIAL JUSTICE AND POWERMENT (SMT. MANEKA GANDHI)

(a)&(b) Most of the States/UTs have implemented the recommendations of the MandalCommission. However, the States of Nagaland, Mizoram, Arunachal Pradesh, Meghalayaand UT of Lakshadweep have not implemented the recommendations of Mandal Commission as these States/UT are mainly tribal dominated and have not identified anybackward caste/community. The States of Goa and Manipur and the UT of A&N Islandsare in the process of implementing the recommendations of Mandal Commission. The State Government of Tripura has not yet extended the reservation to OBCs as there is already 51% reservation for SCs/STs/physically handicapped/ex-servicemen in the State.

(c)&(d) Yes, Sir. The Supreme Court in their Judgement given in Indira Sawhney &others Vs Union of India & Others case, popularly known as `Mandal Case` issued several directions to the Government of India and State Govts./UT Administrations. TheGovernment of India have also issued instructions to all States/UTs regarding exclusionof Creamy Layer among OBCs for the purpose of reservation in services and posts under Government of India on 15.11.1993.

As regards the implementation of the recommendations of Mandal Commission bythe Central Government, the Central Government has notified the Central List of OBCsin respect of 26 States/UTs and has been implementing the reservation policy for OBCsin accordance with the Supreme Court directives given in the Indira Sawhney & othersVs. Union of India and others case. However, the responsibility of implementation of the recommendations of Mandal Commission in the State lies with the concerned State Governments.